

FORM PTO-1390  
(REV 12-2004)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

4121-176

TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

10/524168

INTERNATIONAL APPLICATION NO.

PCT/EP2003/008711

INTERNATIONAL FILING DATE

6 August 2003

PRIORITY DATE CLAIMED

6 August 2002

TITLE OF INVENTION

GPI ANCHORED GLYCOPROTEIN ACA AS A NOVEL TUMOR MARKER

APPLICANT(S) FOR DO/EO/US


TERNESS, Peter; BECKER-KOJIC, Zorica

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
  - a. ☒ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (Unsigned)
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

## Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

U.S. APPLICATION NO. <b>10/524168</b> INTERNATIONAL APPLICATION NO. <b>PCT/EP2003/008711</b>				ATTORNEY'S DOCKET NUMBER <b>4121-176</b>	
21. The following fees are submitted:					
<input checked="" type="checkbox"/>	a) Basic national fee	\$300.00		\$300.00	
<input checked="" type="checkbox"/>	b) Examination fee	\$200.00		\$200.00	
<input checked="" type="checkbox"/>	c) Search fee	\$500.00		\$500.00	
TOTAL OF ABOVE CALCULATIONS =				\$1000.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets - 100	Extra Sheets 7/50 =	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE x 250.00	\$250.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 0.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	23 - 20 =	3	X \$50.00	\$150.00	
Independent claims	9 - 3 =	6	X \$200.00	\$1200.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	0	
TOTAL OF ABOVE CALCULATIONS =				\$2470.00	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					
SUBTOTAL =				\$1235.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00	
TOTAL NATIONAL FEE =				\$ 1235.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$ 0.00	
TOTAL FEES ENCLOSED =				\$1235.00	
				Amount to be:	
				refunded	\$
				charged	\$
a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. <u>08-3284</u> in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any deficiencies in filing fees which may be required, or credit any overpayment to Deposit Account No. <u>08-3284</u> . A duplicate copy of this sheet is enclosed. d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.					
<b>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b>					
SEND ALL CORRESPONDENCE TO:					
Steven J. Hultquist INTELLECTUAL PROPERTY/ TECHNOLOGY LAW P.O. BOX 14329 Research Triangle Park, NC 27709			 SIGNATURE		
			Marianne Fuierer NAME		
			39983 REGISTRATION NUMBER		

DT02 Rec'd PC 0 07 FEB 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

---

In re United States Patent Application of:

Applicant(s): Terness, et al.

Application No.: New U.S. National Stage Application  
of PCT International Application No.  
PCT/EP2003/008711

Int'l Filing Date: 6 August 2003

Priority Date: 6 August 2002(European Application  
No. 02017524.6)Title: GPI ANCHORED GLYCOPROTEIN  
ACA AS A NOVEL TUMOR  
MARKER

---

Docket No.: 4121-176

Examiner: Not Yet Assigned

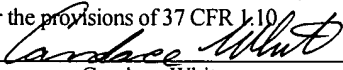
Art Unit: Not Yet Assigned

Customer No.:

23448

## EXPRESS MAIL CERTIFICATE

I hereby certify that I am mailing the attached documents to the  
Commissioner for Patents on the date specified, in an envelope addressed to  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 and  
Express Mailed under the provisions of 37 CFR 1.10

  
Candace WhiteFebruary 7, 2004  
DateEO 003 909 435 US  
Express Mail Label Number

---

**SUBMISSION UNDER 35 U.S.C. §371 OF UNITED STATES PATENT APPLICATION  
(NATIONAL PHASE PROCEEDINGS) BASED ON INTERNATIONAL APPLICATION NO.  
PCT/EP2003/008711 AND CLAIMING PRIORITY OF EUROPEAN PATENT APPLICATION  
NO. 02017524.6**

---

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Sir:

Submitted herewith for filing under the provisions of 37 CFR §1.53 and 35 U.S.C. §371 is the above-  
referenced patent application, based on International Patent Application No. PCT/EP2003/008711 and

claiming priority of European Patent Application No. 02017524.6. A copy of the PCT International application as originally filed is included herewith. Further included is a Preliminary Amendment, return postcard, a credit card form in the amount of \$1235.00 and 35 U.S.C. §371 transmittal forms.

Please direct correspondence relating to this application to Steven J. Hultquist, Intellectual Property Technology Law, P.O. Box 14329, Research Triangle Park, NC 27709, and direct telephonic communications relating to this application to Marianne Fuierer at (919) 419-9350.

Respectfully submitted,

  
Marianne Fuierer  
Registration No. 39,983  
Attorney for Applicants

**INTELLECTUAL PROPERTY/  
TECHNOLOGY LAW**  
P.O. Box 14329  
Research Triangle Park, NC 27709  
Tel: (919) 419-9350  
Fax: (919) 419-9354  
Attorney Ref.: 4121-176